

15603. Misbranding of sirups. U. S. v. 175 Baskets * * *. (F. D. C. No. 27749. Sample Nos. 61012-K, 61013-K.)

LIBEL FILED: On or about September 19, 1949, Western District of Missouri.

ALLEGED SHIPMENT: On or about February 28, 1949, by the J & M Trading Co., from Rock Island, Ill.

PRODUCT: 175 bushel baskets, each containing numerous bottles, of various types of sirups at Warrensburg, Mo. Examination showed that the products were fire-damaged, and that some bottles were unlabeled, some partially labeled, and some labeled with various brand names.

NATURE OF CHARGE: Misbranding, Section 403 (e) (1), the article failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor; Section 403 (e) (2), it failed to bear a label containing an accurate statement of the quantity of the contents; Section 403 (i) (1), the label of the article failed to bear the common or usual name of the article; and, Section 403 (i) (2), the article was fabricated from two or more ingredients, and the label failed to bear the common or usual name of each such ingredient.

DISPOSITION: October 25, 1949. Default decree of destruction.

CEREALS AND CEREAL PRODUCTS

BAKERY PRODUCTS

15604. Adulteration of ice cream cones. U. S. v. 5 Cases, etc. (and 1 other seizure action). (F. D. C. Nos. 28045, 28046. Sample Nos. 61256-K to 61260-K, incl.)

LIBELS FILED: October 25 and 26, 1949, Eastern District of Arkansas.

ALLEGED SHIPMENT: On or about May 5 and August 22, 25, and 29, 1949, by the Woolwine Cone Co., from Memphis, Tenn.

PRODUCT: 5 cases and 9 cans containing approximately 14,000 ice cream cones at Little Rock, Ark., and 24 cans containing approximately 12,000 ice cream cones at North Little Rock, Ark.

LABEL, IN PART: (Portion) "Honey Comb Real Cake Cones" or "Bully Boy Ice Cream Cones."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insects, insect fragments, and rodent hairs; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: December 8, 1949. Default decrees of condemnation and destruction.

15605. Adulteration of ice cream cones. U. S. v. 6 Cans * * *. (F. D. C. No. 27887. Sample No. 61666-K.)

LIBEL FILED: September 27, 1949, Eastern District of Illinois.

ALLEGED SHIPMENT: On or about September 7, 1949, by the Woolwine Cone Co., from Memphis, Tenn.

PRODUCT: 6 cans of ice cream cones at Cairo, Ill.

LABEL, IN PART: "1000 Bully Boy Ice Cream Cones."